GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Home Department – Allegation of corruption against the Accused Officer Sri Shavukaru Venkata Appa Rao, S/o Late Pydithalli, 49 Yrs, Head Constable – 958, Devarapalli P.S, Visakhapatnam District – Trapped on 11.08.2016 – Sanction for Prosecution - Orders - Issued.

HOME (SC.A) DEPARTMENT

G.O.MS.No. 88 **Dated: 22-05-2017**

ORDER:-

Whereas, Sri Shavukaru Venkata Appa Rao worked as Head Constable – 958, Devarapalli P.S, Visakhapatnam District from 28-07-2014 to 11-08-2016 and by virtue of the post held by him, falls under the category of Public Servant as defined under section 2 (c) of Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, Sri Lekkala Srinu is a native of Venkatarajapuram Village. His niece Kum. Jami Bharati who was studying Intermediate first year in Govt. Jr. College, Devarapalli, Visakhapatnam District went to college on 03.08.2016 and did not return home. On 05.08.2016, Sri Jami Sanyasi Naidu lodged a report in Devarapalli Police Station that his daughter was missing. Basing on his report, the Sub-Inspector of Police, Devarapalli Police Station registered a case in Cr.No.59/2016 as "Girl missing". On 07.08.2016, at 17.00 hrs, Sri Shavukaru Venkata Appa Rao, Head Constable-958 took up further investigation, altered the section of law in Cr.No.59/2016 from "Girl Missing" into u/s 363 IPC, arrested Sri B. Santosh and sent him for judicial remand. On the evening of 08.08.2016, Sri Lekkala Srinu and his maternal uncle Sri Sanyasi Naidu went to Devarapalli Police Station, met Sri Shavukaru Venkata Appa Rao, Head Constable-958 and enquired about the status of the case in Cr.No.59/2016. Then, Sri Shavukaru Venkata Appa Rao, Head Constable-958 informed that Sri B. Santosh was arrested and sent for judicial remand and demanded an amount of Rs. 10,000/- as bribe to conduct proper investigation and see that Sri B. Santosh does not interfere in the life of Kum Jami Bharathi. Sri Lekkala Srinu informed that they were the victims and were not in a position to pay the demanded bribe amount. But, Sri Shavukaru Venkata Appa Rao, Head Constable-958 insisted to pay bribe of Rs. 10,000/- and asked Sri Lekkala Srinu to pay the demanded bribe to him in the Police Station on 11.08.2016. As there was no other go, Sri Lekkala Srinu unwillingly accepted to pay the demanded bribe to Sri Shavukaru Venkata Appa Rao, Head Constable-958.

3. And whereas, Sri Lekkala Srinu was unwilling to pay the demanded bribe to Sri Shavukaru Venkata Appa Rao, Head Constable-958 and presented a report to the Dy. Superintendent of Police, Anti Corruption Bureau, Visakhapatnam on 09.08.2016 at 11.00 hrs to take necessary action against Sri Shavukaru Venkata Appa Rao, Head Constable-958 of Devarapalli Police Station. After following due procedure, the Deputy Superintendent of Police, Anti Corruption Bureau, Visakhapatnam registered the said report as a case in Cr.No.16/RCT-VSP/2016, u/s 7 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988) at 14.15 hours on 11.08.2016 and made arrangements to lay trap against Sri Shavukaru Venkata Appa Rao.

p.t.o.,

4. During the course of trap proceedings on 11.08.2016 at 20.25 hours, Sri Shavukaru Venkata Appa Rao, Head Constable – 958, Devarapalli Police Station was trapped near Hanuman Temple, four road junction, Devarapalli, Visakhapatnam District when he further demanded and accepted the bribe amount of Rs. 10,000/- from Sri Lekkala Srinu. In pursuance of the information given by Sri Shavukaru Venkata Appa Rao, the bribe amount of Rs.10,000/- was recovered from the right side hip pocket of his jeans trouser. The serial numbers and denominations of the said currency notes were compared with the serial numbers mentioned in the Pre-trap proceedings and they tallied. The fingers of right hand and the linings of right side hip pocket of jeans trouser of Sri Shavukaru Venkata Appa Rao, Head Constable-958, Devarapalli Police Station yielded positive result when they were subjected to chemical test. The DSP seized the tainted currency, relevant records, trouser of Sri Shavukaru Venkata Appa Rao and resultant solutions. He also prepared rough sketch of scene of offence.

5. And whereas, the above said acts of Sri Shavukaru Venkata Appa Rao, Head Constable-958, Devarapalli Police Station, Visakhapatnam District constitute offences punishable U/s 7 and clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act (Central Act 49 of 1988).

6. And whereas, Government , being the competent authority to remove Sri Shavukaru Venkata Appa Rao, Head Constable-958, Devarapalli Police Station from the service, after fully and carefully examining the material i.e. FIR, Mediators Reports, statements of witnesses, relevant records , explanation of Sri Shavukaru Venkata Appa Rao and Final Report of Director General, Anti Corruption Bureau etc. placed before them in respect of the above case and having regard to the facts and circumstances of the case, consider that Sri Shavukaru Venkata Appa Rao, Head Constable-958, Devarapalli Police Station should be prosecuted in a Court of Law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under Clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), Government hereby accord sanction for the prosecution of Sri Shavukaru Venkata Appa Rao, Head Constable-958, Devarapalli Police Station for the above said offences punishable under section 7 clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of Prevention of Corruption Act, 1988 (Central Act 49 of 1988), and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid act and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau,
Andhra Pradesh.
Copy to:
The Law (C) Department